

Message Text

SECRET

PAGE 01 MANILA 00795 01 OF 02 161031Z
ACTION SS-25

INFO OCT-01 ISO-00 SSO-00 /026 W
-----020822 161032Z /10

O 160941Z JAN 78
FM AMEMBASSY MANILA
TO SECSTATE WASHDC IMMEDIATE 404
INFO SECDEF WASHDC
JCS WASHDC
CINCPAC
CINCPACAF
CINCPACREPPHIL
13TH AF CLARK
CINCPACFLT

S E C R E T SECTION 1 OF 2 MANILA 795

EXDIS

MILITARY ADDRESSEES HANDLE AS SPECAT EXCLUSIVE

E.O. 11652: GDS
TAGS: MARR, RP
SUBJECT: PHILIPPINE BASE DISCUSSIONS: PROPOSED USG ACTIONS

REF: MANILA 561

1. SUMMARY. THERE FOLLOWS A PROPOSED ACTION PLAN FOR
PROCEEDING WITH THE UNDERSTANDINGS REACHED DURING THE
JANUARY 8-10 MEETINGS, A SUGGESTED US TEXT FOR AN EXCHANGE
OF NOTES ON THE MILITARY BASES, AND THE OUTLINE OF AN
AGREEMENT ON IMPLEMENTING ARRANGEMENTS. END SUMMARY.

2. ON THE BASIS OF THE UNDERSTANDINGS REACHED DURING
THE JANUARY 8-10 MEETINGS, WE PROPOSE THAT THE AGREEMENT
COVERING THE ISSUES OF SOVEREIGNTY, ON WHICH THE
PRINCIPALS DECIDED TO MOVE EXPEDITIOUSLY, BE ORGANIZED

SECRET

SECRET

PAGE 02 MANILA 00795 01 OF 02 161031Z

AS DETAILED IN A AND B BELOW. (WE CONSIDERED AN APPROACH
UNDER WHICH THE REVISION WOULD BE ENTIRELY IN THE FORM OF
AMENDMENTS TO SPECIFIC ARTICLES OF THE MBA. WE CONCLUDED
THAT SUCH AN APPROACH WOULD BE EXTREMELY CUMBERSOME AND
COMPLEX AND THE APPROACH OUTLINED HEREIN WOULD LEAVE
LESS OPPORTUNITY FOR PHILIPPINE SIDE TO ATTEMPT TO
RENEGOTIATE ADDITIONAL ISSUES.)

A. AN EXCHANGE OF NOTES AT A SUITABLY HIGH LEVEL:
THE PROPOSED TEXT BZ THE US NOTE INITIATING THE EXCHANGE
WOULD BE BROAD ENOUGH TO ENCOMPASS ALL
OF THE BASIC ELEMENTS OF THE UNDERSTANDINGS ON SOVEREIGNTY
REACHED AD REFERENDUM.

B. A COMPLEMENTARY DOCUMENT ENTITLED "AGREED IMPL-
MENTING ARRANGEMENTS" TO BE SIGNED SIMULTANEOUSLY WITH
THE NOTES. THIS WOULD BE SUFFICIENTLY SPECIFIC TO PRESERVE
ALL US OPERATING RIGHTS. THE DIFFICULT NEGOTIATING
ISSUES WOULD BE ADDRESSED IN THIS DOCUMENT WHICH WOULD
BE SIMILAR TO AND IN LIEU OF AGREED MINUTES TO AN EXCHANGE
OF NOTES. WE WOULD EXPECT THIS DOCUMENT TO BE UNCLASSIFIED.

3. WE BELIEVE THE USG SHOULD PROCEED ON THE FOLLOWING
SCHEDULE:

A. WASHINGTON APPROVAL OF THE APPROACH OUTLINED
PARAGRAPH 2 ABOVE ASAP.

B. REVIEW OF THE PROPOSED US TEXT FOR THE EXCHANGE OF NOTES.
IT WOULD BE USED AS THE USG FRAMEWORK FOR THE OVERALL
APPROACH TIED DIRECTLY TO THE
IMPLEMENTING ARRANGEMENTS. WE WOULD APPRECIATE ANY WASHINGTON
COMMENTS ON THE DRAFT OUTLINE PROVIDED PARAGRAPH 4B ASAP.
SECRET

SECRET

PAGE 03 MANILA 00795 01 OF 02 161031Z

C. WE ANTICIPATE FORWARDING BY COB JANUARY 20
DRAFT TEXTS OF IMPLEMENTING ARRANGEMENTS FLESHING OUT
OUTLINE BELOW USING TO EXTENT POSSIBLE PREVIOUSLY "AGREED"
LANGUAGE AND CONCEPTS. WE WILL HOLD INFORMAL DISCUSSIONS
AS NECESSARY WITH GOP REPRESENTATIVES IN ORDER TO CLARIFY
THEIR VIEWS PRIOR TO OUR DEVELOPING LANGUAGE FOR THE
IMPLEMENTING ARRANGEMENTS.

D. CONSISTENT WITH PARAGRAPH 8(13) OF REFTTEL, OUR
TARGET WOULD BE TO HAVE THE ENTIRE PACKAGE, BOTH DRAFT
NOTE AND DRAFT IMPLEMENTING ARRANGEMENTS, READY FOR
PRESENTATION TO THE GOP BY THE END OF JANUARY, WITH
PANEL DISCUSSIONS LED BY SECRETARY ENRILE (OR AMB. EDUARDO
ROMUALDEZ) ANA AMBASSADOR NEWSOM TO FOLLOW.

4. A. PROPOSED TEXT OF US DRAFT FOR EXCHANGE OF NOTES READS
BEGIN QUOTE I HAVE THE HONOR TO REFER TO RECENT DIS-
CUSSIONS BETWEEN REPRESENTATIVES OF OUR GOVERNMENTS AT
WHICH AGREEMENT WAS REACHED REGARDING REVISION OF THE
PHILIPPINE-UNITED STATES MILITARY BASES AGREEMENT OF 1947,
AS AMENDED, WITH RESPECT TO THE BASES PRESENTLY KNOWN AS

SECRET

NNN

SECRET

PAGE 01 MANILA 00795 02 OF 02 161036Z
ACTION SS-25

INFO OCT-01 ISO-00 SSO-00 /026 W
-----020851 161037Z /10

O 160941Z JAN 78
FM AMEMBASSY MANILA
TO SECSTATE WASHDC IMMEDIATE 405
INFO SECDEF WASHDC
JCS WASHDC
CINCPAC
CINCPACAF
CINCPACREPPHIL
13TH AF CLARK
CINCPACFLT

S E C R E T SECTION 2 OF 2 MANILA 795

EXDIS

MILITARY ADDRESSEES HANDLE AS SPECAT EXCLUSIVE

CLARK AIR BASE, SUBIC NAVAL BASE, WALLACE AIR STATION,
JOHN HAY AIR BASE AND SAN MIGUEL NAVAL COMMUNICATIONS
STATION.

OUR REPRESENTATIVES AGREED THAT:

A. THE SOVEREIGNTY OF THE PHILIPPINES EXTENDS TO
THE BASES WHICH ARE PHILIPPINE MILITARY BASES
AND TO US FACILITIES WITHIN THOSE BASES.

B. THE BOUNDARIES OF THE PHILIPPINE MILITARY
BASES AND THE US FACILITIES ARE DEPICTED ON THE
ATTACHED MAPS.

C. THE BASES SHALL BE UNDER THE COMMAND OF
PHILIPPINE COMMANDERS WHO SHALL HAVE DUTIES, AUTHORITY
SECRET

SECRET

PAGE 02 MANILA 00795 02 OF 02 161036Z

AND RESPONSIBILITIES RELATING TO THE OVERALL COMPLEX AND TO PHILIPPINE COMPONENTS IN THE BASES. US COMMANDERS SHALL EXERCISE COMMAND AND CONTROL OVER US MILITARY PERSONNEL, OVER CIVILIAN PERSONNEL IN THE EMPLOY OF THE US FORCES, OVER US EQUIPMENT AND MATERIAL, OVER MILITARY OPERATIONS INVOLVING US FORCES AND OVER THE US FACILITIES. THE UNHAMPERED CONDUCT OF US MILITARY OPERATIONS AND THE EFFECTIVE USE OF THE FACILITIES SHALL BE ASSURED.

D. THE PHILIPPINE COMMANDE SHALL HAVE THE RESPONSIBILITY FOR THE SECURITY OF THE BASES AND THE US COMMANDER SHALL HAVE THE RESPONSIBILITY FOR THE SECURITY OF THE FACILITIES.

E. THE PHILIPPINE AND US COMMANDERS SHALL FORMULATE JOINT PLANS AND POLICIES ON SECURITY, ADMINISTRATION, MAINTENANCE OF ORDER AND RELATED MATTERS.

F. ONLY THE PHILIPPINE FLAGE SHALL BE FLOWN SINGLY AT THE BASES. WHEN FLOWN TOGETHER WITH THE US FLAG, IN THOSE AREAS DESIGNATED FOR SUCH DISPLAY, AND ON SPECIAL OCCASIONS, THE PHILIPPINE FLAG SHALL AT ALL TIMES OCCUPY THE PLACE OF HONOR.

G. IN EVERY FIFTH ANNIVERSARY YEAR FROM THE DATE OF THIS MODIFICATION AND UNTIL THE TERMINATION OF THE AGREEMENT THERE SHALL BE BEGUN AND COMPLETED A COMPLETE AND THOROUGH REVIEW AND REASSESSMENT OF THE AGREEMENT INCLUDING ITS OBJECTIVES, ITS PROVISIONS, ITS DURATION, AND THE MANNER OF IMPLEMENTATION TO ASSURE THAT THE AGREEMENT CONTINUES TO SERVE THE MUTUAL INTERESTS OF BOTH PARTIES.

SECRET

SECRET

PAGE 03 MANILA 00795 02 OF 02 161036Z

TO THE EXTENT THAT ANY PROVISION OF THE MILITARY BASES AGREEMENT OF 1947, AS AMENDED, IS INCONSISTENT WITH THIS EXCHANGE OF NOTES AND ITS IMPLEMENTING ARRANGEMENTS, THE FORMER IS SUPERSEDED.

IF THE FOREGOING ARRANGEMENTS ARE ACCEPTABLE TO THE GOVERNMENT OF THE PHILIPPINES, I HAVE THE HONOR TO PROPOSE THAT THIS NOTE AND YOUR NOTE IN REPLY CONFIRMING ACCEPTANCE CONSTITUTE AGREEMENT BETWEEN OUR TWO GOVERNMENTS.
END QUOTE.

B. OUTLINE OF IMPLEMENTING ARRANGEMENTS CONSISTS OF FOLLOWING: BEGIN QUOTE.

I. CLARIFICATION OF TERMS "BASE" AND "FACILITY".

II. GRANT OF FACILITIES AND OPERATING RIGHTS.

A. POSSIBLE SPECIFIC ARRANGEMENTS FOR CERTAIN
OTHER AREAS:

1. CROW VALLEY
2. SUBIC BAY WATERS
3. GRANDE ISLAND
4. SUBIC WATERSHED

B. CONTINUED RIGHT TO USE AREAS PRESENTLY USED BY
US FORCES NOT SPECIFICALLY DISCUSSED ABOVE
(INCLUDING AREAS EXPECTED TO BE INCORPORATED
WITHIN ENLARGED PHILIPPINE BASE BOUNDARIES).

C. ACCESS TO, EGRESS FROM, AND MOVEMENT BETWEEN
FACILITIES AND AREAS.

III. MUTUAL COOPERATION

SECRET

SECRET

PAGE 04 MANILA 00795 02 OF 02 161036Z

A. COMMANDERS COOPERATE-PROMOTE HARMONIOUS RELATIONS,
UNDERSTANDING, ETC.

1. CREATE AGENCIES TO FORMULATE AND COORDINATE
JOINT PLANS AND POLICIES.

(A) SECURITY, ADMINISTRATION, MAINTENANCE OF
ORDER, ETC.

2. JOINTLY WRITE DIRECTIVES APPLICABLE TO ALL
PERSONNEL ON THE BASE.

3. PBC "PONT OF CONTACT" BETWEEN RP OFFICIALS
AND US ELEMENTS.

4. SECURITY

(A) JOINT SECURITY PLAN TO INTEGRATE SECURITY
EFFORTS.

(1) JOINT CONTROL AND MANNING OF BASE GATES.

(2) COOPERATION AND COORDINATION OF
SECURITY ACTIVITIES. END QUOTE.

NEWSOM

SECRET

NNN

Message Attributes

Automatic Decaptioning: Z
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: MILITARY BASES, NEGOTIATIONS
Control Number: n/a
Copy: SINGLE
Draft Date: 16 jan 1978
Decaption Date: 20 Mar 2014
Decaption Note: 25 YEAR REVIEW
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978MANILA00795
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: GS
Errors: N/A
Expiration:
Film Number: D780022-0894
Format: TEL
From: MANILA
Handling Restrictions:
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780160/aaaabyge.tel
Line Count: 277
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: f99563e3-c288-dd11-92da-001cc4696bcc
Office: ACTION SS
Original Classification: SECRET
Original Handling Restrictions: EXDIS
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 6
Previous Channel Indicators: n/a
Previous Classification: SECRET
Previous Handling Restrictions: EXDIS
Reference: 78 MANILA 561
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 03 may 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3770275
Secure: OPEN
Status: NATIVE
Subject: PHILIPPINE BASE DISCUSSIONS: PROPOSED USG ACTIONS
TAGS: MARR, RP, US
To: STATE
Type: TE
vdkgvwkey: odhc://SAS/SAS.dbo.SAS_Docs/f99563e3-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
US Department of State
EO Systematic Review
20 Mar 2014
Markings: Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014